

Form PTO 1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (REV 5-93)		ATTORNEY'S DOCKET NUMBER P32320
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED / ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) 09/980,350
INTERNATIONAL APPLICATION NO. PCT/GB00/02107	INTERNATIONAL FILING DATE 1 June 2000	PRIORITY DATE CLAIMED 1 June 1999
TITLE OF INVENTION Use of H-Trek-1 Polypeptides and Polynucleotides Encoding Them		
APPLICANT(S) FOR DO/EO/US Guillaume Jean HERVIEU, Helen Jane MEADOWS, Andrew David RANDALL		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
13. ☐ A **FIRST** preliminary amendment.
14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. ☐ Please amend the specification by inserting before the first line the sentence: This is a 371 of International Application PCT/EP96/05045, filed November 15, 1996.
16. ☐ A substitute specification.
17. ☐ A change of power of attorney and/or address letter.
18. ☐ An Abstract on a separate sheet of paper.
19. ☒ Other items or information: Communication; Copy of Form PCT/DO/EO/909.

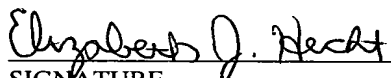
US APPLICATION NO. (if known see 37 CFR 1.50) 09/980,350		INTERNATIONAL APPLICATION NO. PCT/GB00/02107		ATTORNEYS DOCKET NO. P32320	
20. <input checked="" type="checkbox"/> The following fees are submitted:				CALCULATIONS PTO USE ONLY	
<input type="checkbox"/> one month extension.....		\$ 110			
<input type="checkbox"/> two months extension.....		\$ 400			
<input type="checkbox"/> three months extension.....		\$ 920			
<input type="checkbox"/> four months extension (not beyond statutory time period).....		\$1,440			
<input type="checkbox"/> fifth month extension.....		\$1,960			
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$0.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than o 20 o 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$0.00	
Claims	Number Filed	Number Extra	Rate		
Total claims	- 20 =	0	0 x \$18.00	\$0.00	
Independent claims	- 3 =	0	0 x \$84.00	\$0.00	
Multiple dependent claims (if applicable)			+ \$280.00	\$0.00	
TOTAL OF ABOVE CALCULATIONS =				\$0.00	
Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).				\$	
SUBTOTAL =				\$0.00	
Processing fee of \$130.00 for furnishing the English translation later than o 20 o 30 months from the earliest claimed priority date (37 CFR 1.492(f)) +				\$	
TOTAL NATIONAL FEE =				\$0.00	
				Amount to be refunded	\$
				charged	\$

- a. ☐ A check in the amount of \$_____ to cover the above fees is enclosed.
- b. ☒ Please charge my Deposit Account No. 19-2570 in the amount of **\$0.00** to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 19-2570. A duplicate copy of this sheet is enclosed.
- d. ☒ General authorization to charge any and all fees under 37 CFR 1.16 or 1.17, including petitions for extension of time relating to this application. (37 CFR 1.136 (a)(3)).

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

GLAXOSMITHKLINE
Corporate Intellectual Property - UW2220
P.O. Box 1539
King of Prussia, PA 19406-0939
Phone (610) 270-5009
Facsimile (610) 270-5090


SIGNATURE
Elizabeth J. Hecht
NAME
41,824
REGISTRATION NO.

"EXPRESS MAIL CERTIFICATE"
"EXPRESS MAIL" MAILING LABEL NUMBER EV 105 00 305 US
DATE OF DEPOSIT 19 December 2002

Attorney Docket No. P32320

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Hervieu, *et al.* 19 December 2002
Serial No.: 09/980,350 Group Art Unit No.: Unknown
International
Filing Date: 01 June 2000 Examiner: Unknown
For: Use of H-Trek-1 Polypeptides and Polynucleotides Encoding Them
Assistant Commissioner of Patents
Washington, D.C. 20231
Attention: DO/US

COMMUNICATION

This Communication is in response to the Notification of Abandonment sent by the United States Patent and Trademark Office on 15 November 2002.

Applicants respectfully request that the abandonment notification be rescinded, as Applicants did respond to the Notification of Missing Requirements, submitting an executed Declaration and Power of Attorney, PTO Form 1595 and a fully executed Assignment. These documents, along with a National Stage Transmittal form requesting a five month extension of time, and authorization to charge any necessary fees, were sent by Express Mail to the Assistant Commissioner for Patents, Box PCT, Washington, DC, on 13 August 2002. Copies of the following documents are included with this Communication:

- 1) Copy of National Stage Transmittal;
- 2) Copy of fully executed Declaration/Power of Attorney;
- 3) Copy of PTO Form 1595;
- 4) Copy of fully executed Assignment;
- 5) Copies of Return Postcard stamped "Received" by the United States Patent and Trademark Office;
- 6) Copy of Express Mail airbill.

In light of the foregoing Communication, and enclosed documents,
Applicants respectfully request that the Notification of Abandonment be rescinded,
and this application be revived.

Respectfully submitted,



Elizabeth J. Hecht
Agent for Applicants
Registration No. 41,824

GLAXOSMITHKLINE
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DOCKET No. P32380 DTOS Rec'd PCT/PTO 13 AUG 2002
Date Mailed 8/13/02 Atty/Secy FR/dlp

MAILING: CERTIFICATE/EXPRESS MAIL # EV 104998987 US

U.S. Serial No. : 09/980,350 Filing Date: _____
Int'l App. No.: PCT/GB00/02107 Int'l Filing Date: 1/1/00

RECEIPT IS ACKNOWLEDGED FOR THE FOLLOWING:

- ☐ Appln. Trans. (+ 1 copy) for: ☐ Provisional ☐ CIP ☐ Statement to Support Filing
☐ Utility/Continuation ☐ CPA ☐ RCE ☐ Divisional ☐ Copy of Notice to Comply
☐ Specification _____ pages ☐ Abstract _____ pgs ☐ Diskette
☒ Dec. & Power of Atty 3 pages (Signed) ☐ Appeal Brief _____ pages
☐ Drawings _____ Sheet(s)/Figs _____ to _____ ☐ Petition _____ pgs.
☒ Assignment 1 pages & Recordation Cover Sheet ☐ Status Request
☐ Trans. Ltr Nat'l Stage Entry (3pgs.) ☒ Trans. Nat'l Stage (2nd sub)
☐ Information Disclosure Statement ☐ Resp. to Written Opinion
☐ Form PTO-1449 _____ pgs. & _____ References ☐ Priority Document
☐ Amendment ☐ Response _____ pages ☐ Notice of Appeal/Brief
☐ Petition for Extension of Time plus 2 copies ☐ Resp. to Rest. Req. _____ pgs.
☐ Issue Fee Trans. (Part B) + 1 copy ☐ Req. to Correct Filing Recpt
☐ Copy of Notice to File Missing Parts ☐ Copy of Filing Receipt
☐ Request for Nonpublication (1 pg) ☐ Correct Defects _____ pages
☒ Authorization to Charge Dep. Acct. # 19-2570 ☒ Postcard
☒ copy of Notice of Missing Requirements



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PATENT
ATTORNEY'S DOCKET NUMBER P32320

TRANSMITTAL LETTER TO THE U.S. DESIGNATED/ELECTED OFFICE
(DO/EO/US) – CONCERNING A FILING UNDER 35 U.S.C 371

INTERNATIONAL APP. NO.	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED
PCT/GB00/02107	1 June 2000	1 June 1999

TITLE OF INVENTION

Use of H-Trek-1 Polypeptides and Polynucleotides Encoding Them

APPLICANT(S) FOR DO/US

Guillaume Jean HERVIEU, Helen Jane MEADOWS, Andrew David RANDALL

Box PCT

Assistant Commissioner for Patents

Washington, D.C. 20231

ATTENTION: DO/US

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this Transmittal Letter, Form PTO 1390 and the papers indicated as being transmitted therewith, and Post Card are being deposited with the United States Postal Service on this date 13 August 2002 in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number EV104998987US addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Kathy Taylor

(Typed or printed name of person mailing paper)

Kathy Taylor

(Signature of person mailing paper)

EV104998987US



20462

PATENT TRADEMARK OFFICE



UNITED STATES PATENT AND TRADEMARK OFFICE

 Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
 www.uspto.gov

CC: RMT

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/980,350	Guillaume Jean Hervieu	P32320

INTERNATIONAL APPLICATION NO.

PCT/GB00/02107

I.A. FILING DATE

PRIORITY DATE

06/01/2000

06/01/1999

Glaxosmithkline
 Corporate Intellectual Property -UW2220
 PO Box 1539
 King of Prussia, PA 19406-0939

CONFIRMATION NO. 3095

371
 ABANDONMENT/TERMINATION
 LETTER



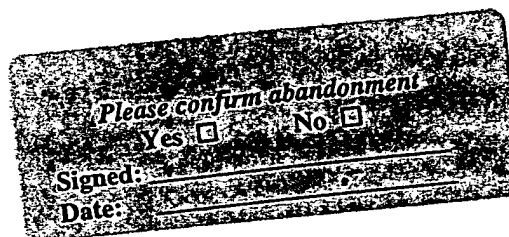
OC000000009111149

Date Mailed: 11/15/2002

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as an Elected Office (37 CFR 1.495), has made the following determination:

- Applicant has failed to respond to the notification of MISSING REQUIREMENTS, mailed 01/30/2002 within the time period set therein.



Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

KAREN R MCLEAN

Telephone: (703) 308-9117

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/909 (371 Abandonment Notice)

PATENT
ATTORNEY'S DOCKET NUMBER P32320

TRANSMITTAL LETTER TO THE U.S. DESIGNATED/ELECTED OFFICE
(DO/EO/US) – CONCERNING A FILING UNDER 35 U.S.C 371

INTERNATIONAL APP. NO.	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED
PCT/GB00/02107	1 June 2000	1 June 1999

TITLE OF INVENTION

Use of H-Trek-1 Polypeptides and Polynucleotides Encoding Them

APPLICANT(S) FOR DO/US

Guillaume Jean HERVIEU, Helen Jane MEADOWS, Andrew David RANDALL

Box PCT

Assistant Commissioner for Patents

Washington, D.C. 20231

ATTENTION: DO/US

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this Transmittal Letter, Form PTO 1390 and the papers indicated as being transmitted therewith, and Post Card are being deposited with the United States Postal Service on this date 19 December 2002 in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number **EV 105 000 305 US** addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

DAWN TRIGG

(Typed or printed name of person mailing paper)

Dawn Trigg

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